

**Snell & Wilmer**

L.L.P.

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**FACSIMILE TRANSMISSION**

DATE: October 9, 2003

TIME IN: 228  
TIME OUT:

TO:

Name	Fax Number	Phone Number
C. Sherr - Unit 2161 United States Patent and Trademark Office	(703) 872-9326	(703) 305-0625 or (703) 305-3900

FROM: Daniel R. Pote

PHONE: 602-382-6325

**RECEIVED  
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MESSAGE:

Attached please find our Response to the Office Action dated May 9, 2003.

OCT 10 2003

**OFFICIAL**

ORIGINAL DOCUMENT: Will be sent

NUMBER OF PAGES (Including Cover):

CONFIRMATION NO.:

CLIENT MATTER NO.: 32277.0100

PLEASE RETURN TO:

S.Bowman/16S20

PERSONAL FAX:

No

REQUESTOR:

Daniel R. Pote

DIRECT LINE:

602-382-6325

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THE U.S. PATENT AND TRADEMARK OFFICE OFFICIAL MAIL ROOM STAMP AFFIXED HERETO ACKNOWLEDGES RECEIPT OF THE ITEMS CHECKED BELOW

Serial No. 09/206,782

Applicant Pevee

Filing Date December 7, 1998

Title MMA FOR METERING ELECTRICITY USAGE AND ELECTRONICALLY PROVIDING INFORMATION ASSOCIATED THEREWITH

☐ Patent Application

☐ Pages in Spec. ☐ No of Claims

☐ Drawing Sheet ☐ (F) ☐ ONE

☒ Check # 2110 ☐ NO No 293679

☐ Power of Attorney

☐ Extension of Time (duplicate)

☐ Preliminary Amendment

☐ Amendment

☐ Amendment after FINAL Rejection

☐ Issue Fee (Base and/or Balance)

☒ Response to

☐ Assignment, Cover sheet and Fee

☐ Declaration

☐ Information Disclosure Statement & Form PTO/SB/08A

☒ Marked items placed in First Class Mail on OCT 9 2003

☐ Marked items filed via Express Mail No.          on         

S&W Docket No. 32277-0100 Any DRP

10/09/03 14:27 FAX 602 382 6070

SNELL &amp; WILMER E

0003

81-2  
1221**Snell & Wilmer**L.L.P.  
ONE ARIZONA CENTER  
PHOENIX, ARIZONA 85004-0001HOME OFFICE  
**BANK ONE**  
PHOENIX, ARIZONACHECK N<sup>o</sup> 293679

DATE October 9, 2003 AMOUNT

TWO HUNDRED TEN-----00/100

\$210.00

**NOT TO EXCEED \$250.00**PAY  
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ORDER  
OF• DIRECTOR, U.S. PATENT AND  
TRADEMARK OFFICE**Snell & Wilmer**  
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BY

⑈293679⑈ ⑆122100024⑆

1230⑈3711⑈

DESCRIPTION	ACCOUNT NO.	AMOUNT
2-month extension fee (DRP)	32277.0100	\$210.00

PLEASE DETACH THIS STATEMENT  
BEFORE DEPOSITING CHECK**Snell & Wilmer**  
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PTO/SB/21 (08-03)  
Approved for use through 07/31/2005. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/206,782
	Filing Date	December 7, 1998
	First Named Inventor	Peavey
	Art Unit	2161
	Examiner Name	C. Sherr
Total Number of Pages in This Submission	Attorney Docket Number	32277.0100

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Daniel R. Pote Snell & Wilmer LLP One Arizona Center, 400 East Van Buren, Phoenix, Arizona 85004-2202
Signature	
Date	October 9, 2003

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the			
Typed or printed name	Sheila Bowman	Date	October 9, 2003
Signature			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (08-03)

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**FEE TRANSMITTAL  
for FY 2003**

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$210.00

**Complete if Known**

Application Number	09/206,782
Filing Date	December 7, 1998
First Named Inventor	Peevey
Examiner Name	C. Sherr
Art Unit	2161
Attorney Docket No.	32277.0100

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number 19-2814

Deposit Account Name Snell &amp; Wilmer LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☐ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

**2. EXTRA CLAIM FEES FOR UTILITY AND**

Extra Claims		Fee from below		Fee Paid
Total Claims	-20** =		X	
Independent Claims	-3** =		X	
Multiple Dependent				

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) \$0.00

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non - English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	210.00
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR § 1.17(q)	
1808	180	1808	180	Submission of Information Disclosure Statement	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) \$210.00

**SUBMITTED BY**

Name (Print/Type) Daniel R. Pole

Signature

Registration No.  
(Attorney/Agent)

43,011

**Complete (if applicable)**

Telephone

(602) 382-6325

Date

October 9, 2003

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